

OFFICIAL GAZETTE



GOVERNMENT OF GOA

EXTRAORDINARY

No. 5

GOVERNMENT OF GOA

Department of Law and Judiciary

Legal Affairs Division

Notification

7/40/2001-LA

The Goa Shops and Establishments (Amendment) Act, 2001 (Goa Act 33 of 2001), which has been passed by the Legislative Assembly of Goa, on 29-3-2001 and assented to by the Governor of Goa on 4-5-2001, is hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 9th May, 2001.

The Goa Shops and Establishments (Amendment) Act, 2001

(Goa Act 33 of 2001) [4-5-2001]

AN

ACT

*further to amend the Goa, Daman and Diu
Shops and Establishments Act, 1973.*

BE it enacted by the Legislative Assembly of Goa, in the Fifty-second Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Shops and Establishments (Amendment) Act, 2001.

(2) It shall come into force at once.

2. *Amendment of section 2.*— In section 2 of the Goa, Daman and Diu Shops and Establishments Act, 1973 (Act 13 of 1974) (hereafter referred to as the "principal Act"),—

After clause (i), the following clause shall be inserted, namely,—

"(i)(1-A).— "bank" means establishments belonging to any nationalized, scheduled or co-operative bank;"

(ii) in clause (4) in sub-clause (c), the word "Bank" shall be omitted;

(iii) in clause (9)— after the words "amusement or entertainment", the words "and a bank" shall be inserted.

3. *Amendment of section 3.*— In section 3 of the principal Act,— (i) in sub-section (1) after the words "every establishment", the figures and words "except a bank", shall be inserted;

(ii) for sub-section (4) the following shall be substituted, namely:—

(4) "The Inspector may, on receipt of an application made by the employer together with the fees prescribed therefor, renew the registration certificate for a period not exceeding five years commencing from the date of its expiry".

4. *Insertion of new section 3-A.*— After section 3 of the principal Act, the following section shall be inserted, namely:—

"3-A. Registration and renewal of registration certificate in respect of Bank.— (1) Within the period specified in sub-section (3) of section 3, every bank shall send to the Inspector concerned, a statement in the prescribed form together with registration fees amounting to Rs. 25,000/-, containing,—

(a) the name of the bank and its General Manager or Branch Manager Or Regional Manager or Manager, as the case may be;

(b) the postal address of the bank;

(c) such other particulars as may be prescribed.

(2) On receipt of the statement and the registration fees, the Inspector shall, on being satisfied about the correctness of the statement, register the bank in the register of establishments in such manner as may be prescribed and shall issue in the prescribed form a Registration Certificate to the bank which shall display it at a prominent place in the bank.

(3) The Inspector may, on receipt of the application made by the bank together with fees amounting to Rs.10,000/-, renew the registration certificate for a period of one year commencing from the date of its expiry".

5. *Amendment of section 52.*— For section 52 of the principal Act, the following section shall be substituted, namely:—

"52. Any employer who contravenes any of the provisions of section 4, 5 to 8, 10 to 25, 27 to 39, 41 and 57 shall be punishable for a first offence with fine which may extend to two hundred and fifty rupees, for a second offence with fine which shall not be less than five hundred rupees and which may extend to one thousand rupees and for a third or subsequent offence with fine which shall not be less than one thousand five hundred rupees and which may extend to two thousand rupees:

Provided that where any employer fails to possess a valid certificate of registration in contravention of the provisions of section 3 or 3-A or of the rules made thereunder, he shall, on conviction, be punishable, in the case of a continuing offence, with a further fine which may extend to hundred rupees for each day during which the offence continues."

6. *Amendment of section 53.*— In section 53 of the principal Act, for the words "two hundred and fifty rupees", the words "one thousand rupees" shall be substituted.

7. *Amendment of section 61.*— In sub-section (1) of section 61 of the Principal Act,

(i) in clause (a), for the words "two thousand five hundred rupees", the words "six thousand five hundred rupees" shall be substituted;

(ii) clause (e) shall be omitted.

Secretariat Annexe,
Panaji,

Dated : 9-5-2001.

V. P. SHETYE,
Secretary to the
Government of Goa

Law Department (Legal Affairs).